

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

XPOINT TECHNOLOGIES, INC.,	)	
	)	
Plaintiff,	)	
	)	
v.	)	C.A. No. 09-628-SLR
	)	
MICROSOFT CORP., et al.,	)	
	)	
Defendants.	)	

**MOTION AND ORDER  
FOR ADMISSION PRO HAC VICE**

Pursuant to Local Rule 83.5 and the attached certifications, counsel moves the admission *pro hac vice* of John J. Feldhaus, Pavan K. Agarwal, and Andrew R. Cheslock to represent defendants Toshiba Corp. and Toshiba America Information Systems, Inc. in this matter.

Pursuant to this Court's Standing Order effective January 1, 2005, the annual fees have been submitted to the Clerk of the Court previously during this calendar year.

ASHBY & GEDDES

*/s/ Tiffany Geyer Lydon*

---

Steven J. Balick (I.D. #2114)  
Tiffany Geyer Lydon (I.D. #3950)  
Caroline Hong (I.D. #5189)  
500 Delaware Avenue, 8<sup>th</sup> Floor  
P.O. Box 1150  
Wilmington, DE 19899  
(302) 654-1888  
sbalick@ashby-geddes.com  
tlydon@ashby-geddes.com  
chong@ashby-geddes.com

*Attorneys for Defendants Toshiba Corp. and  
Toshiba America Information Systems, Inc.*

Dated: November 6, 2009

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

XPOINT TECHNOLOGIES, INC.,	)	
	)	
Plaintiff,	)	
	)	
v.	)	C.A. No. 09-628-SLR
	)	
MICROSOFT CORP., et al.,	)	
	)	
Defendants.	)	

**ORDER**

This \_\_\_\_\_ day of \_\_\_\_\_, 2009, the Court having considered the motion for the admission *pro hac vice* of John J. Feldhaus, Pavan K. Agarwal, and Andrew R. Cheslock to represent defendants Toshiba Corp. and Toshiba America Information Systems, Inc. in the above action; now therefore,

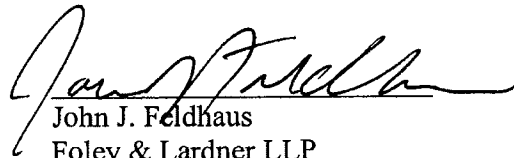
IT IS HEREBY ORDERED that counsel's motion is granted, and that the foregoing attorneys are admitted *pro hac vice*.

---

United States District Judge

**CERTIFICATION BY COUNSEL TO BE ADMITTED *PRO HAC VICE***

Pursuant to Local Rule 83.5, I certify that I am eligible for admission to this Court, that I am admitted, practicing, and in good standing as a member of the Bar of the District of Columbia, and, pursuant to Local Rule 83.6, that I submit to the disciplinary jurisdiction of this Court for any alleged misconduct which occurs in the preparation or course of this action. I also certify that I am generally familiar with this Court's Local Rules. In accordance with the Standing Order for District Court Fund effective January 1, 2005, I further certify that the annual fee was submitted to the Clerk's Office previously during this calendar year.



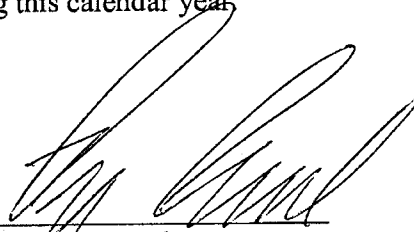
John J. Feldhaus  
Foley & Lardner LLP  
3000 K Street, N.W.  
Suite 500  
Washington, DC 20007  
Telephone: (202) 672-5300  
Facsimile: (202) 672-5399

Dated:

11/6/2005

**CERTIFICATION BY COUNSEL TO BE ADMITTED *PRO HAC VICE***

Pursuant to Local Rule 83.5, I certify that I am eligible for admission to this Court, that I am admitted, practicing, and in good standing as a member of the Bar of the District of Columbia, and, pursuant to Local Rule 83.6, that I submit to the disciplinary jurisdiction of this Court for any alleged misconduct which occurs in the preparation or course of this action. I also certify that I am generally familiar with this Court's Local Rules. In accordance with the Standing Order for District Court Fund effective January 1, 2005, I further certify that the annual fee was submitted to the Clerk's Office previously during this calendar year



Pavan K. Agarwal  
Foley & Lardner LLP  
3000 K Street, N.W.  
Suite 500  
Washington, DC 20007  
Telephone: (202) 672-5300  
Facsimile: (202) 672-5399

Dated: *November 6, 2009*

**CERTIFICATION BY COUNSEL TO BE ADMITTED *PRO HAC VICE***

Pursuant to Local Rule 83.5, I certify that I am eligible for admission to this Court, that I am admitted, practicing, and in good standing as a member of the Bar of the District of Columbia, and, pursuant to Local Rule 83.6, that I submit to the disciplinary jurisdiction of this Court for any alleged misconduct which occurs in the preparation or course of this action. I also certify that I am generally familiar with this Court's Local Rules. In accordance with the Standing Order for District Court Fund effective January 1, 2005, I further certify that the annual fee was submitted to the Clerk's Office previously during this calendar year.



Andrew R. Cheslock  
Foley & Lardner LLP  
3000 K Street, N.W.  
Suite 500  
Washington, DC 20007  
Telephone: (202) 672-5300  
Facsimile: (202) 672-5399

Dated: November 6, 2009